

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

KEVIN L. HENDRICKSON,  
Plaintiff,

v.

THURSTON COUNTY SHERIFF'S  
OFFICE, TACOMA POLICE  
DEPARTMENT, and OFFICER JOHN DOE  
BUDINISH,

Defendants.

Case No. C06-5374RBL

ORDER DENYING  
DEFENDANTS' MOTION TO  
DISMISS

The Court, having reviewed plaintiff's complaint, the Report and Recommendation of Magistrate Judge J. Kelley Arnold, objections to the report and recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Defendant Thurston County Sheriff's Office's motion to dismiss is DENIED;
- (3) This matter is re-referred to the Hon. J. Kelley Arnold; and
- (3) The Clerk is directed to send copies of this Order to plaintiff and to the Hon. J. Kelley Arnold

DATED this 9<sup>th</sup> day of March, 2007.

  
RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE